IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTY EIGHTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE D.S.R.VARMA

WRIT PETITION NO : 6474 of 2005

Between:

Medi Mohan Rao, s/o Sunder Rao,
r/o Vellatoor Village, Mellacheruvu Mandal, Nalgonda District.

..... PETITIONER

AND

1 The Revenue Divisional Officer, Suryapet, Nalgonda District.
2 The Mandal Revenue Officer, Mellacheruvu Mandal, Nalgonda District.
3 Keesara Jagan Mohan Reddy, s/o Pulla Reddy,
Technician in Anjani Portland Cement Limited, Mellacheruvu, Mellacheruvu Mandal,
Nalgonda District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to pass order or orders more particularly in the nature of writ of certiorari by calling for the records pertaining to proceedings No.D/1511/04 dated 10-03-2005 passed by the respondent No.1 and declare the same as illegal, arbitrary and against the principles of natural justice and consequently quash the same and pass such other order or orders as the Hon'ble Court may deems fit and proper in the interest of justice.

Counsel for the Petitioner:MR.K.VENKATA REDDY

Counsel for the Respondent No.: GP FOR CIVIL SUPPLIES

The Court at the stage of admission made the following :

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ORDER:.

Heard both sides and at their request this Writ Petition is taken up for disposal at the stage of admission.

In this Writ Petition, the petitioner is seeking a writ of Certiorari by calling for the records pertaining to proceedings No. D/1511/04 dated 10.3.2005 passed by the first respondent, and declare the same as illegal, arbitrary, against the principles of natural justice, and consequently quash the same.

The contention of the counsel appearing for the petitioner is that his application seeking appointment as Fair Price Shop Dealer for Vellatoor Village was not considered on the ground that he was not the resident of the same village and on the contrary the third respondent was appointed as the Fair Price Shop Dealer. He further submits that even though the Mandal Revenue Officer recommended and forwarded the name of the petitioner the competent authority had appointed the third respondent as the Fair Price Shop Dealer.

All these above questions, purely factual in nature, can be agitated before the appellate authority.

Hence, the Writ Petition is disposed of giving liberty to the petitioner to approach the appellate authority and seek redressal of the same. As and when the appeal is preferred, the appellate authority shall dispose of the appeal as

expeditiously as possible.

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D.S.R. VARMA, J

DATED: 28.03.2005

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To

1 The Revenue Divisional Officer, Suryapet, Nalgonda District.
2 The Mandal Revenue Officer, Mellacheruvu Mandal, Nalgonda District.
3 Keesara Jagan Mohan Reddy, s/o Pulla Reddy,
Technician in Anjani Portland Cement Limited, Mellacheruvu, Mellacheruvu Mandal,Nalgonda District.

4. 2 CCs to G.P for Civil Supplies, High Court of A.P., Hyderabad (OUT)

5. 2 CD copies.